

MINUTES

UTAH FUNERAL SERVICE LICENSING BOARD MEETING

February 20, 2008

**Room 474 – 4th Floor – 9:00 A.M.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:06 A.M.

ADJOURNED: 10:30 A.M.

Bureau Manager:

Clyde Ormond

Board Secretary:

Jacky Adams

Board Members Present:

Reginal V. Ecker, Chairperson

Allyn Walker

Ned Nordgren

Board Members Absent:

Mark Walker

Mary W. Bearson

Joseph W. Thalman

DOPL Staff Present:

Connie Call, Compliance

Mitchell Jones, Attorney General Representative

Guests:

Orlando Diaz, Community Funeral Services

Ralph Oakeson, Community Funeral Services

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

DUE TO A LACK OF A QUORUM ALL

MOTIONS ARE RECOMMENDATIONS ONLY

ADMINISTRATIVE BUSINESS:

MINUTES:

Due to a lack of a quorum, approval of the November 15, 2007 Board Meeting minutes were tabled until the May 21, 2008 meeting.

BUSINESS FROM PREVIOUS MEETING:

Verification of Association or Disassociation

Reviewed with no further action taken.

APPOINTMENTS:

9:15 a.m. Wilcoxon, Robert

Ms. Call explained that Mr. Wilcoxon is in compliance with his MOU (Memorandum of Understanding), and all requested documents from the November 15, 2007

had been submitted.

Mr. Wilcoxon appeared for his scheduled appointment with the Board. He explained that he has begun attending AA Meetings, and feels that he has learned from this experience. He also stated that he will continue to see Dr. Ahern, on a regular basis, even if he is granted an early release from this probation.

Due to a lack of a quorum Mr. Ecker recommended tabling Mr. Wilcoxon's request for an early release until the next meeting on May 21, 2008. If all paperwork has been submitted Mr. Wilcoxon will not be required to meet with the Board in order, to be released. Ms. Call reminded Mr. Wilcoxon that all documents must be submitted to her prior to May 1, 2008 in order to remain in compliance, Mr. Wilcoxon understood.

9:30 a.m. Diaz, Orlando

Mr. Diaz and Mr. Oakeson appeared before the Board to request an exemption from the licensure requirements of 58-9-302 (3). Mr. Diaz explained that his request is based on Community Funeral Services has no intention of "performing any at-need coordination's, corpse possession's, body preparation's, or funeral services". They intend to only sell Preneed Funeral Arrangements.

After a detailed discussion Mr. Jones explained that the UFDA (Utah Funeral Directors Association) felt that by merging the Preneed Provider and Funeral Service Establishment licenses, two years ago, it was in the best interest of the Public and the Profession.

Mr. Ecker then recommended for Mr. Diaz and Mr. Oakeson to approach UFDA, to determine if they would be in support of separating the licenses again. The Board in general did not feel that separating the licenses, was in the best interest of the public, due to the potential for the public to be defrauded.

DISCUSSION ITEMS:
New Probation Procedure

Ms. Call explained that the Division is initiating a new procedure for all licensees who are on Probation or have entered into a Diversion Agreement with the Division.

After a brief discussion the Board was in favor of the changes.

HB 437 – Funeral Services Licensing Act Amendments

Mr. Ormond explained that H.B. 437 passed the House, and will now be sent to the Senate for approval. After a brief discussion it was determined that if H.B. 437 passes, R156-9 will need to be amended to define the changes.

CORRESPONDENCE:

Command Spanish – Consumer Division – Letter

Reviewed with no further action taken.

Association of Executives of Funeral Services Board

Reviewed with no further action taken.

Funeral Ethics Organization – Summer ~ Fall Newsletter

Reviewed with no further action taken.

The Conference Report

Reviewed with no further action taken.

Mr. Walker then explained that he would request an associate of his attend the May 21, 2008 Board Meeting, and update the Board on the March 2008 national conference.

Funeral Consumer Alliance

Reviewed with no further action taken.

YB News

Reviewed with no further action taken.

NEXT MEETING SCHEDULED FOR:

May 21, 2008

ADJOURN:

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

May 20, 2008

(ss) Reginal Ecker

Date Approved

Chairperson, Utah Funeral Service Licensing Board

May, 2008

(ss) Clyde Ormond

Date Approved

Bureau Manager, Division of Occupational & Professional Licensing